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The examiner has rejected claims 1, 2 and 13-21 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-24 of U.S. Patent No. 6,158,369. Claims 19 and 20 were also rejected as being anticipated by Tucker, and therefore were rejected on that basis also.

Applicant has also filed a petition to revive the application as it was unintentionally abandoned, as applicant's attorney did not receive the notice of non-compliant amendment until after the response date had passed, and therefore is resubmitting the present amendment in the hope that the patent application will be revived and issued.


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Attorney for Petitioner

I hereby certify that this Amendment, Terminal Disclaimer and check in the amount of sixty-five dollars (\$65.00) for a TRANSONIC HULL AND HYDROFIELD II, Serial N^o 09/672,190, was mailed by first class mail, postage prepaid, to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 28th day of February, 2007.


Adam H. Jacobs